

POLIVIO RODRIGUEZ, ETANO

Plaintiff(s)

- against -

Index # 08 CV 1223 (ROBINSON)

IRVINGTON MARKET INC.

Purchased February 6, 2008

Defendant(s)

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

STEVEN C. AVERY BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION, OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on March 24, 2008 at 09:00 AM at

SECRETARY OF STATE  
ALBANY, NY

deponent served the within SUMMONS AND COMPLAINT on IRVINGTON MARKET INC. therein named,

**SECRETARY OF STATE** a Domestic corporation by delivering two true copies to DONNA CHRISTIE, LEGAL CLERK personally, deponent knew said corporation so served to be the corporation described in said summons as said Defendant and knew said individual to be AUTHORIZED to accept thereof.

Service upon the N.Y.S. Secretary of State under Section 306 of the Business Corporation Law and tendering the required fee.

Deponent further states that he describes the person actually served as follows:

| <u>Sex</u>    | <u>Skin Color</u> | <u>Hair Color</u> | <u>Age (Approx.)</u> | <u>Height (Approx.)</u> | <u>Weight (Approx)</u> |
|---------------|-------------------|-------------------|----------------------|-------------------------|------------------------|
| <u>FEMALE</u> | <u>WHITE</u>      | <u>BLONDE</u>     | <u>35</u>            | <u>5'5</u>              | <u>140</u>             |

That at the time of such service deponent knew the person so served as aforesaid to be the same person mentioned and described as the Defendant in this action.

Sworn to me on: March 26, 2008

JOEL GRABER  
Notary Public, State of New York  
No. 02GR4699723  
Qualified in New York County  
Expires February 10, 2010

JOSEPH KNIGHT  
Notary Public, State of New York  
No. 01KN6178241  
Qualified In New York County  
Expires November 26, 2011

JONATHAN GRABER  
Notary Public, State of New York  
No. 01GR6156780  
Qualified in New York County  
Expires December 4, 2010

  
**STEVEN C. AVERY**

Invoice #: 456952